

## UNITED STATES DISTRICT COURT

for the  
Eastern District of WashingtonFILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Sep 22, 2023

SEAN F. McAVOY, CLERK

RICHARD S.,

Plaintiff

v.

Civil Action No. 1:22-cv-03068-RHW

KILOLO KIJAKAZI,  
ACTING COMMISSIONER OF SOCIAL SECURITY,

Defendant

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the  
defendant (*name*) \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_  
\_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_

☒ other: The Report and Recommendation, ECF No. 16, is ADOPTED in its entirety; Plaintiff's Motion for Summary Judgment, ECF No. 9, is GRANTED. The Commissioner's decision is REVERSED and this matter is REMANDED for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g); Defendant's Motion for Summary Judgment, ECF No. 12, is DENIED.  
Judgment in favor of Plaintiff.

This action was (*check one*):

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.

☒ decided by Judge Robert H. Whaley \_\_\_\_\_ on a Report and Recommendation.

Date: September 22, 2023

CLERK OF COURT

SEAN F. McAVOYs/ Sara Gore

(By) Deputy Clerk

Sara Gore